

UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Satoru TOMARU *et al.*

Application No. 09/272,303

Confirmation No. 5475

Filed: March 19, 1999

For: METHOD FOR PRODUCING A MULTI-MODE OPTICAL WAVEGUIDE

Art Unit: 1756

Examiner: Mr. Martin J. Angebrannndt

Atty. Docket No: 32307-147486

Customer No:

26694

PATENT TRADEMARK OFFICE

RECEIVED  
NOV 05 2003  
TC 1700

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OCT 29 2003  
TECHNOLOGY CENTER 1700

**HAND-DELIVERY OF SEPTEMBER 26, 2003 AMENDMENT (WITH PETITION FOR EXTENSION OF TIME – PLUS FEE); DECLARATION; AND REQUEST FOR CONTINUED EXAMINATION OF AUGUST 19, 2003**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is being submitted in response to the initial phone call of Ms. Kathy Sias (703/308-6058) to Mr. Michael Sartori on October 21, 2003, relating to the subject application.

A Request For Continued Examination (RCE) was filed in this case on August 19, 2003 (with a request for a two-month suspension of action). Subsequently, on September 26, 2003, an Amendment (also with a two-month extension and applicable fee) was filed. As presently understood, the September 26, 2003 papers have not yet reached the Patent and Trademark Office's file for this case.

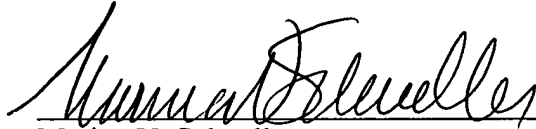
Application No. 10/415,827  
Applicants: Jaya Sivaswami TYAGI *et al.*

Accordingly, enclosed are copies of the Patent and Trademark Office date-stamped transmittal sheet, indicating receipt of the \$410 fee, the Amendment, and request for extension of time.

If appropriate, the Examiner is requested to consider the Request For Continued Examination (RCE) filed on August 19, 2003. Reconsideration of the outstanding Office Action and an early allowance of the application are respectfully solicited.

Respectfully submitted,

Dated: October 29, 2003

  
Marina V. Schneller  
Registration No. 26,032

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MVS/SJB  
#495097

115459

Venable Filing  
Numberney/LAA: ~~W/S/SJB~~  
PTO Du Date: SEPTEMBER 26, 2003  
Dat Filed: SEPTEMBER 26, 2003TM Official  
Gazett Date: N/AAtty. Docket No: 32307-147486 (MVS)Re: METHOD FOR PRODUCING A MULTI-MODE  
OPTICAL WAVEGUIDE - Satoru TOMARU et al.Application No: 09/272,303Filing Date: MARCH 19, 1998

The following items were received from Venable, Washington, D.C., by the U.S. Patent &amp; Trademark Office:

U.S. PTO FEES ENCLOSED

- ☐ Transmittal Letter
- ☐ Fee Transmittal Letter
- ☐ New U.S. Utility Application (        pages of specification/claims)
- ☐ Formal Drawings (        sheets,        Figs.)
- ☒ **DECLARATION UNDER 37 C.F.R. § 1.132**
- ☐ U.S. National Stage Application of PCT Application
- ☐ Translation of International Application
- ☐ New U.S. TM Application (        specimens)
- ☐ Rule 53(d) Continued Prosecution Application
- ☐ Substitute Specification
- ☐ Rule 53(b) Continuation or Divisional Application (*attach copy of specification, claims, drawings & declaration*)
- ☐ Priority Document-Cert. Copy of Appin.#:       ; Country
- ☐ Date Filed:
- ☐ RCE
- ☐ Request for Reconsideration
- ☐ Application Data Sheet
- ☐ Assignment w/Cover Sheet
- ☐ IDS w/ PTO SB/08 a/k/a PTO Form-1449 (        References)
- ☐ Response
- ☒ **AMENDMENT**
- ☒ **PETITION/REQUEST FOR EXTENSION OF TIME (Two-Months)**
- ☐ Notice of Appeal
- ☐ Appeal Brief (*in triplicate*)
- ☐ ☐ Reply Brief (*in triplicate*) ☐ Request for Oral Hearing
- ☐ Confirmation of Hearing Petition
- ☐ Issue Fee Transmittal
- ☐ Certificate of Correction
- ☐ Maintenance Fee Transmittal
- ☐ Power of Attorney
- ☐ Response to Notice to File Missing Parts
- ☐ Response to Notice to File Missing Requirements
- ☐ Response to Restriction Requirement
- ☐ Petition to Revive
- ☐ Sequence Listing - CDR Enclosed? ☐ Yes ☐ No
- ☐ Status Inquiry
- ☐ Request for Non-Publication
- ☐ Request to Rescind Non-Publication Request
- ☐ Terminal Disclaimer
- ☐ Notice of Opposition (*Please list all documents in Other section*)
- ☐ Amendment to Alleged Use



       Filing Fee

       Surcharge Fee

       Additional Claim Fee

       Recordation/Indexing Fee

       IDS Fee

\$410.00 Extension Fee (2-months)

       Notice of Appeal Fee

       Brief on Appeal Fee

       Oral Hearing Request Fee

       Petition Fee

       Issue Fee

       Publication Fee

       Maintenance Fee

       TM Statement of Use

       8 Affidavit Fee

       8 and 15 Affidavit

       TM Renewal Application Fee

       Notice of Opposition Fee

       TM Extension of Time Fee

\$410.00 Total Fees Paid

Check Number 600539 Attached

Charge Deposit Account No. 22-0261\*

☐ Yes ☐ No

\*If the Deposit Account was used, was a copy of this form sent to Accounting?

# 114840

Venable Filing Number

Atty. Docket No: 32307-147486 (MVS)

Re: METHOD FOR PRODUCING A MULTI-MODE  
OPTICAL WAVEGUIDE - Satoru TOMARU et al.

Application No: 09/272,303

Patent No.:

Trademark:

Attorney/LAA

MVS:MAS/SJB

PTO Due Date: AUGUST 19, 2003

Date Filed: AUGUST 19, 2003

TM Official Gazette Date: N/A

Filing Date: March 19, 1999

Issue Date:

Trademark

Reg. No:

The following items were received from Venable, Washington, D.C., by the U.S. Patent & Trademark Office:

### U.S. PTO FEES ENCLOSED

\$ 750.00 Filing Fee

\$ 130.00 Surcharge Fee

Additional Claim Fee

Recordation/Indexing Fee

IDS Fee

Extension Fee

Notice of Appeal Fee

Brief on Appeal Fee

Oral Hearing Request Fee

Petition Fee

Issue Fee

Publication Fee

Maintenance Fee

TM Statement of Use

8 Affidavit Fee

8 and 15 Affidavit

TM Renewal Application Fee

Notice of Opposition Fee

TM Extension of Time Fee

\$ 880.00 Total Fees Paid

Check Number 600184 Attached  
Charge Deposit Account No. 22-0261\*  
☐ Yes ☐ No

☐ Transmittal Letter

### FEE TRANSMITTAL LETTER

☒ New U.S. Utility Application ( pages of specification/claims)

☐ Formal Drawings ( sheets, Figs.)

☐ Invention Declaration

☐ U.S. National Stage Application of PCT Application

☐ Translation of International Application

☐ New U.S. TM Application ( specimens)

☐ Rule 53(d) Continued Prosecution Application

☐ Substitute Specification

☐ Rule 53(b) Continuation or Divisional Application (attach copy of specification, claims, drawings & declaration)

☐ Priority Document-Cert. Copy of Appln.#: ; Country

☐ Date Filed:

### REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 CFR 1.114 (including a request to suspend action for 2 months)

☐ Request for Reconsideration

☐ Application Data Sheet

☐ Assignment w/Cover Sheet

☐ IDS w/ PTO SB/08 a/k/a PTO Form-1449 ( References)

☐ Response

☐ Amendment ☐ Preliminary Amendment

☐ Petition/Request for Extension of Time (one mo. ext.)

☐ Notice of Appeal

☐ Appeal Brief (in triplicate)

☐ Reply Brief (in triplicate) ☐ Request for Oral Hearing

☐ Confirmation of Hearing Petition

☐ Issue Fee Transmittal

☐ Certificate of Correction

☐ Maintenance Fee Transmittal

☐ Power of Attorney

☐ Response to Notice to File Missing Parts

☐ Response to Notice to File Missing Requirements

☐ Response to Restriction Requirement

☐ Petition to Revoke

☐ Sequence Listing - CDR Enclosed? ☐ Yes ☐ No

☐ Status Inquiry

☐ Request for Non-Publication

☐ Request to Rescind Non-Publication Request

☐ Terminal Disclaimer

☐ Notice of Opposition (Please list all documents in Other section)

☐ Amendment to Alleged Use

\*If the Deposit Account was used, was a copy of this form sent to Accounting?

# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 880.00)

## Complete if Known

Application Number	09/272,303
Filing Date	March 19, 1999
First Named Inventor	Satoru TOMARU
Examiner Name	Martin J. Angebranndt
Group / Art Unit	1756
Attorney Docket No.	32307-147486

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money ☐ Other ☐ None  
Order☐ Deposit Account:Deposit  
Account  
Number  
Deposit  
Account  
Name

22-0261

VENABLE ATTORNEYS AT LAW

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☐ Charge any additional fee(s) under 1.16 or 1.17 during pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$ 0)

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
	0	X	0
Independent Claims	0	X	0
Multiple Dependent		X	0

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing request for ex parte reexam	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	\$750
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) Processing Fee (37 C.F.R. § 1.17(i))

\$130

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$880.00)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Michael A. Sartori, Ph.D.	Registration No. Attorney/Agent	41,289	Telephone	(202) 962-4004
Signature				Date	August 19, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  
SEND TO: Commissioner for Patents, Washington, DC 20231.VENABLE  
ATTORNEYS AT LAW

PC Docs No. 478964